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7  
8 UNITED STATES DISTRICT COURT

9 DISTRICT OF NEVADA

10 DEON D. SMALLEY,

11  
12 Petitioner,

13 vs.

14 WILLIAM HUTCHINGS, et al.,

15 Respondents.

Case No. 3:21-cv-00331-APG-CLB

UNOPPOSED MOTION FOR EXTENSION OF  
TIME TO FILE AMENDED PETITION;  
DECLARATION OF COUNSEL IN SUPPORT

(Fifth Request)

**MOTION**

Petitioner Deon D. Smalley, by and through his counsel, respectfully moves for an extension of time until February 21, 2023 to file an amended petition for a writ of habeas corpus. The good cause for this motion is set forth in the attached declaration of counsel. As set forth therein, Respondents do not object to this request. *See* Declaration of Jay A. Nelson ¶ 5. This is Mr. Smalley's fifth extension request.

Respectfully submitted,

DATED: January 26, 2023

LAW OFFICE OF JAY A. NELSON

*/s/ Jay A. Nelson*  
JAY A. NELSON  
637 SW Keck Drive, No. 415  
McMinnville, OR 97128

Attorney for Petitioner Deon D. Smalley

IT IS SO ORDERED.

  
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THE HONORABLE ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE

DATED: January 27, 2023